

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 1597 – SB 2583

February 20, 2018

SUMMARY OF ORIGINAL BILL: Enhances the penalty for knowingly selling or installing a counterfeit or nonfunctional vehicle airbag system from a Class A misdemeanor to a Class E felony and broadens the offense to apply to the manufacturing, importing, installing, reinstalling, distributing, selling, or offering for sale of the device in lieu of an airbag.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Expenditures – \$34,100 Incarceration*

SUMMARY OF AMENDMENT (013388): Changes the offense as originally proposed from a Class E felony back to a Class A misdemeanor.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

NOT SIGNIFICANT

Assumptions for the bill as amended:

- Tennessee Code Annotated § 55-9-108 establishes a Class A misdemeanor for knowingly installing or reinstalling any object in lieu of an airbag in a vehicle.
- The proposed legislation adds definitions to Tenn. Code Ann. § 55-9-108 relative to airbags and restraint systems, broadens the offense to apply to the manufacturing, importing, installing, reinstalling, distributing, selling, or offering for sale of a device in lieu of an airbag.
- Statistics from the Administrative Office of the Courts show no convictions under Tenn. Code Ann. § 55-9-108. Therefore, the proposed legislation will not impact local incarceration costs.
- Any impact to the caseloads of the courts, public defenders, and district attorneys can be accommodated within existing resources.

HB 1597 – SB 2583

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/alm